

**UNITED STATES DISTRICT COURT  
DISTRICT OF MASSACHUSETTS**

ERIC FORSYTHE, et al.,

Plaintiffs,

v.

SUN LIFE FINANCIAL, INC., ET AL.,

Defendants.

No. 04-10584-GAO

Consolidated Cases Nos.:

04-10764-GAO

04-11019-GAO

**DEFENDANTS' ASSENTED-TO MOTION FOR LEAVE  
TO FILE MEMORANDUM IN EXCESS OF PAGE LIMIT**

Pursuant to Local Rule 7.1(B)(4), defendants hereby move for leave to file a Memorandum of Law in Support of Defendants' Motion to Dismiss the Consolidated Amended Complaint ("Complaint") in excess of the twenty-page limit. In support of this Motion, defendants state that their memorandum encompasses numerous complex legal issues raised by the Complaint, which includes 199 paragraphs in 71 pages. Defendants believe that extending the page limit will allow them to make the submissions necessary to aid the Court in its determination of the issues presented.

In further support of their Motion, defendants state that, in the interest of judicial economy and efficiency, all defendants (each of which could have filed a separate motion to dismiss) have joined in one motion.

Finally, defendants state that plaintiffs have assented to this request.

WHEREFORE, defendants respectfully request that the Court grant leave for them to file the accompanying memorandum of law in support of their motion to dismiss.

Respectfully Submitted,

Sun Life Financial, Inc., Massachusetts  
Financial Services Co., and MFS Fund  
Distributors, Inc.,

By their attorneys,

/s/ Jonathan A. Shapiro

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By their attorneys,

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April 15, 2005

**CERTIFICATE OF COMPLIANCE WITH LOCAL RULE 7.1(a)(2)**

Counsel for the MFS defendants certifies that she conferred with plaintiffs' counsel in a good faith attempt to resolve or narrow the issues raised in this Motion, and that plaintiffs' counsel assented to the Motion.

/s/ Amanda P. Masselam  
Amanda P. Masselam